

1 HB100
2 181792-2
3 By Representatives Williams (P) and Lee
4 RFD: State Government
5 First Read: 07-FEB-17
6 PFD: 02/06/2017

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8 SYNOPSIS: Under existing law, public officials,
9 agencies, and political subdivisions of the state
10 are prohibited from adopting any policy or practice
11 that limits or restricts the enforcement of certain
12 federal immigration laws.

13 This bill would create the Americans First
14 Act.

15 This bill would clarify that two-year and
16 four-year public institutions of higher education
17 in the state are agencies of the state and subject
18 to the Beason-Hammon Alabama Taxpayer and Citizen
19 Protection Act.

20 This bill would also express the intent of
21 the Legislature that public institutions of higher
22 education with constitutionally created boards of
23 trustees comply with the prohibitions of the
24 Beason-Hammon Alabama Taxpayer and Citizen
25 Protection Act.

26
27 A BILL

1 TO BE ENTITLED

2 AN ACT

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4 To create the Americans First Act; to add Section
5 31-13-5.1 to the Code of Alabama 1975, relating to the
6 Beason-Hammon Alabama Taxpayer and Citizen Protection Act; to
7 clarify that two-year and four-year public institutions of
8 higher education, and public institutions of higher education
9 with constitutionally created boards of trustees, are subject
10 to the act.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. This act shall be known and may be cited
13 as the Americans First Act.

14 Section 2. Section 31-13-5.1 is added to the Code of
15 Alabama 1975, to read as follows:

16 §31-13-5.1.

17 (a) For the purposes of this chapter, a public
18 two-year or four-year institution of higher education in the
19 state is an agency of the state.

20 (b) It is the intent of the Legislature that
21 constitutionally created boards of trustees comply with the
22 requirements of this chapter.

23 (c) Any official or agency of this state, or any
24 political subdivision thereof, that fails to comply with any
25 applicable state or federal immigration laws or fails to
26 cooperate with state or federal authorities in accordance with
27 the requirements of this chapter, either pursuant to a public

1 declaration of sanctuary status or otherwise, upon
2 certification by the Attorney General of intentional failure
3 to comply with the requirements of this chapter, shall be in
4 violation of this chapter.

5 (d) The forfeiture of funds as provided in
6 subsection (a) of Section 31-13-5, shall include, but not be
7 limited to, all state statutorily earmarked resources
8 allocated directly to the official, agency, or political
9 subdivision.

10 Section 3. This act shall become effective
11 immediately following its passage and approval by the
12 Governor, or its otherwise becoming law.